IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 3330 of 1986

The Board of Trustees of the Port
of Bombay .. Plaintiff

versus

M/s.Indian Metal .. Defendant

...

Mr.U.J. Makhija i/b Mulla & Mulla for the plaintiff.

None present for the defendant.

CORAM : D.G. KARNIK,J.

DATED : 15th January 2007.

P.C.:

1. Heard learned counsel for the plaintiff. None present for the defendant. The defendant has not filed the written statement though be an order dated 17th October 1986, he was directed to file written statement within 8 weeks.

2. The suit is a simple suit for recovery of money. Taking into consideration the nature of the

suit and the suit claim, I consider it appropriate to proceed under Order 8 Rule 10 of the Code of Civil Procedure. Accordingly, suit of the plaintiff is decreed in terms of prayer clause (a) under Order 8 Rule 10.

D.G. KARNIK, J